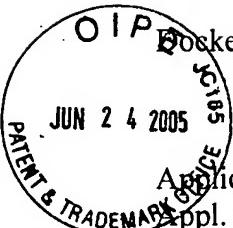


Rec'd PCT/PTO 24 JUN 2005

#4

PATENT



Bocket No.: 066741-0039

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant : Lee, Geoffrey, et al.  
Appl. No. : 10/502,495  
Filed : July 22, 2004  
Title : DERMAL APPLICATION SYSTEM  
FOR AMINOLAEVULINIC ACID-  
DERIVATIVES  
  
Grp./A.U. : To Be Assigned  
Examiner: : To Be Assigned

Customer No.: 41552  
Confirmation No.: 5458

**CERTIFICATE OF MAILING BY EXPRESS MAIL(37 CFR § 1.10)**

"Express Mail" Mailing Label Number EV 431287021 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Jun 24, 2005.

Sarah Nunes

**RESPONSE TO NOTICE  
OF MISSING PARTS OF APPLICATION**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Missing Parts of Application dated January 24, 2005, submitted herewith are the following for filing in the above-referenced application:

1. Copy of the Notice
2. Declaration and Power of Attorney (which is in compliance with 37 CFR 1.63)
3. Statement Under 37 CFR 3.73(b) w/copy of executed Assignment
4. Power of Attorney for Patent Application by Assignee
5. Petition for Extension of Time and fee (\$1020.00)
6. Late Filing Fee Surcharge of \$130.00

07/01/2005 MKAYPAGH 00000121 10502495

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130.00 DA

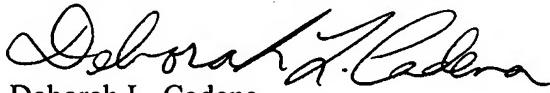
**10/502,495**

Please charge Deposit Account No. 502624 in the amount of \$1,150.00. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

It is requested that the official filing receipt now be issued.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

  
Deborah L. Cadena  
Registration No. 44,048

4370 La Jolla Village Drive, Suite 700  
San Diego, CA 92122  
Phone: 858.535.9001 DLC:lif  
Facsimile: 858.597.1585  
**Date: June 24, 2005**

**Please recognize our Customer No. 41552  
as our correspondence address.**

PCT \$



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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[www.uspto.gov](http://www.uspto.gov)

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/502,495	Geoffrey Lee	66741-039

Cathryn Campbell  
 MC Dermott Will & Emery  
 4370 La Jolla Village Drive, Suite 700  
 San Diego, CA 92122

R E C E I V E D  
 JAN 31 2005

McDERMOTT, WILL & EMERY

INTERNATIONAL APPLICATION NO.

PCT/EP03/00406

LA. FILING DATE	PRIORITY DATE
01/16/2003	01/23/2002

CONFIRMATION NO. 5458  
 371 FORMALITIES LETTER



\*OC00000014980779\*

Date Mailed: 01/24/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 07/22/2004
- English Translation of the IA filed on 07/22/2004
- Copy of the International Search Report filed on 07/22/2004
- Request for Immediate Examination filed on 07/22/2004
- U.S. Basic National Fees filed on 07/22/2004
- Priority Documents filed on 07/22/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- **\$130** Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

#### SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

DOCKETED

PC

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice MUST be returned with the response.*

INDIA L EVANS

Telephone: (703) 305-2936

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/502,495	PCT/EP03/00406	66741-039

FORM PCT/DO/EO/905 (371 Formalities Notice)